



PUBLIC NOTICE

Federal Communications Commission
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DA 15-520
Released: April 30, 2015

**DOMESTIC SECTION 214 APPLICATION FILED FOR THE ACQUISITION OF CERTAIN
ASSETS OF TELSCAPE COMMUNICATIONS, INC. BY BLUE CASA TELEPHONE, LLC**

PLEADING CYCLE ESTABLISHED

WC Docket No. 15-100

Comments Due: May 14, 2015
Reply Comments Due: May 21, 2015

Telscape Communications, Inc. (Telscape) and Blue Casa Telephone, LLC (Blue Casa), (together, Applicants) filed an application¹ pursuant to section 214 of the Communications Act of 1934, as amended (Act), seeking approval for the assignment of Telscape's retail California wireline customer base and associated assets to Blue Casa.

Telscape, a Delaware corporation, provides facilities-based local exchange, exchange access, and domestic interexchange telephone services, and broadband Internet access to customers in California. Telscape's affiliate, Sage Telecom Communications, LLC, provides residential and commercial wireline services in Arkansas, California, Connecticut, Illinois, Indiana, Kansas, Michigan, Missouri, Ohio, Oklahoma, Texas, and Wisconsin, as well as broadband Internet access.

Blue Casa, a California limited liability company, provides facilities-based local exchange, exchange access, and domestic interexchange telephone services, broadband Internet access, and data networking services to customers in California. The following U.S. Citizens own 10 percent or more direct ownership or control interests in Blue Casa Telephone, LLC: Jeff Compton (49 percent) and Howard Brand (51 percent).

Applicants state that, pursuant to the terms of the proposed transaction, Blue Casa will provide service to the transferred customers under the same rates, terms, and conditions that they enjoyed previously as customers of Telscape without disruption or any other adverse impact on service quality. Applicants assert that the proposed transaction is entitled to presumptive streamlined treatment under section 63.03(b)(2)(i) of the Commission's rules and that a grant of the application will serve the public interest, convenience, and necessity.²

¹ 47 C.F.R. § 63.03; *see* 47 U.S.C. § 214. Applicants are also filing applications for transfer of control associated with authorization for international services. Any action on this domestic section 214 application is without prejudice to Commission action on other related, pending applications.

² 47 C.F.R. 63.03(b)(2)(i).

Domestic Section 214 Application Filed For The Acquisition of Certain Assets of Telscape Communications, Inc. by Blue Casa Telephone, LLC, WC Docket No. 15-100 (filed April 23, 2015).

GENERAL INFORMATION

The transfer of control identified herein has been found, upon initial review, to be acceptable for filing as a streamlined application. The Commission reserves the right to return any transfer application if, upon further examination, it is determined to be defective and not in conformance with the Commission's rules and policies. Pursuant to section 63.03(a) of the Commission's rules, 47 CFR § 63.03(a), interested parties may file comments **on or before May 14, 2015**, and reply comments **on or before May 21, 2015**. Pursuant to section 63.52 of the Commission's rules, 47 C.F.R. § 63.52, commenters must serve a copy of comments on the Applicants no later than the above comment filing date. Unless otherwise notified by the Commission, the Applicants may transfer control on the 31st day after the date of this notice.

Pursuant to section 63.03 of the Commission's rules, 47 CFR § 63.03, parties to this proceeding should file any documents in this proceeding using the Commission's Electronic Comment Filing System (ECFS): <http://apps.fcc.gov/ecfs/>.

In addition, provide one copy of each pleading to each of the following:

- 1) Dennis Johnson, Competition Policy Division, Wireline Competition Bureau, dennis.johnson@fcc.gov or (202) 418-1413 (facsimile);
- 2) Myrva Freeman, Competition Policy Division, Wireline Competition Bureau, myrva.freeman@fcc.gov or (202) 418-1506;
- 3) David Krech, Policy Division, International Bureau, david.krech@fcc.gov or (202) 418-2824 (facsimile);
- 4) Jim Bird, Office of General Counsel, jim.bird@fcc.gov.

People with Disabilities: To request materials in accessible formats for people with disabilities (braille, large print, electronic files, audio format), send an e-mail to fcc504@fcc.gov or call the Consumer & Governmental Affairs Bureau at (202) 418-0530 (voice), (202) 418-0432 (tty).

The proceeding in this Notice shall be treated as a "permit-but-disclose" proceeding in accordance with the Commission's ex parte rules. Persons making ex parte presentations must file a copy of any written presentation or a memorandum summarizing any oral presentation within two business days after the presentation (unless a different deadline applicable to the Sunshine period applies). Persons making oral ex parte presentations are reminded that memoranda summarizing the presentation must (1) list all persons attending or otherwise participating in the meeting at which the ex parte presentation was made, and (2) summarize all data presented and arguments made during the presentation. If the presentation consisted in whole or in part of the presentation of data or arguments already reflected in the presenter's written comments, memoranda or other filings in the proceeding, the presenter may provide citations to such data or arguments in his or her prior comments, memoranda, or other filings (specifying the relevant page and/or paragraph numbers where such data or arguments can be found) in lieu of summarizing them in the memorandum. Documents shown or given to Commission staff during ex parte meetings are deemed to be written ex parte presentations and must be filed consistent with rule 1.1206(b), 47 C.F.R. § 1.1206(b). Participants in this proceeding should familiarize themselves with the Commission's ex parte rules.

For further information, please contact Myrva Freeman at (202) 418-1506 or Dennis Johnson at (202) 418-0809.

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